

FORM PTO-1390 (Modified)
(REV 7-95)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY DOCKET NUMBER

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

(O) 667,02

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR 1.5)

09/402731

INTERNATIONAL APPLICATION NO.

PCT/EP98/02017

INTERNATIONAL FILING DATE

07/04/1998

PRIORITY DATE CLAIMED

07/04/1997

TITLE OF INVENTION

Diagnostic Apparatus for Determining the Remineralization Ability of Tissue

APPLICANT(S) FOR DO/EO/US

Rainer HAHN

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c) (2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
- ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
- ☒ A copy of the International Search Report (PCT/ISA/210).
- ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
- ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
10. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)). **UNEXECUTED**
11. ☒ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
12. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

Items 13 to 18 below concern document(s) or information included:

13. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15. ☐ A **FIRST** preliminary amendment.
A **SECOND** or **SUBSEQUENT** preliminary amendment.
16. ☐ A substitute specification.
17. ☐ A change of power of attorney and/or address letter.
18. ☒ Certificate of Mailing by Express Mail
19. ☒ Other items or information:

General Authorization to Charge Fees

Copy of PCT/IB/301 form showing US as a designated Office for receipt of the international application

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR 1.492 (a)(1))

INTERNATIONAL APPLICATION NO.

ATTORNEY'S DOCKET NUMBER

09/402731

PCT/EP98/02017

(O) 6676.2

20. The following fees are submitted:

BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) :

- ☒ Search Report has been prepared by the EPO or JPO **\$840.00**
- ☐ International preliminary examination fee paid to USPTO (37 CFR 1.482) **\$670.00**
- ☐ No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)) **\$760.00**
- ☐ Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO **\$970.00**
- ☐ International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4) **\$96.00**

ENTER APPROPRIATE BASIC FEE AMOUNT =**CALCULATIONS PTO USE ONLY****\$840.00**

Surcharge of **\$130.00** for furnishing the oath or declaration later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).

\$0.00

| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE |
|--------------------|--------------|--------------|-----------|
| Total claims | - 20 = | 0 | x \$18.00 |
| Independent claims | - 3 = | 0 | x \$78.00 |

\$0.00

| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE |
|--------------------|--------------|--------------|-----------|
| Total claims | - 20 = | 0 | x \$18.00 |
| Independent claims | - 3 = | 0 | x \$78.00 |

\$0.00

Multiple Dependent Claims (check if applicable). ☐

\$0.00**TOTAL OF ABOVE CALCULATIONS =****\$840.00**

Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28) (check if applicable). ☐

\$0.00**SUBTOTAL =****\$840.00**

Processing fee of **\$130.00** for furnishing the English translation later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).

\$0.00**TOTAL NATIONAL FEE =****\$840.00**

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable). ☐

\$0.00**TOTAL FEES ENCLOSED =****\$840.00**Amount to be:
refunded

\$

charged

\$

☒ A check in the amount of **\$840.00** to cover the above fees is enclosed.

☐ Please charge my Deposit Account No. _____ in the amount of _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.

☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **11-0665** A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

M. Robert Kestenbaum
11011 Bermuda Dunes NE
Albuquerque, NM USA 87111
Phone (505) 323-0771
Fax (505) 323-0865

M. Robert Kestenbaum
SIGNATURE

M. Robert Kestenbaum

NAME

20,430

REGISTRATION NUMBER

October 7, 1999

DATE

09/402731

429 Recd PCT/PTO 08 OCT 1999

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)

Applicant(s): Hahn

Docket No.

(O) 6676.2

Serial No.

PCT/EP98/02017

Filing Date

07/04/1998

Examiner

Group Art Unit

Invention:

Diagnostic Apparatus for Determining the Remineralization Ability of Tissue

I hereby certify that this PCT for entry into the National Stage

(Identify type of correspondence)

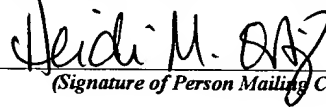
is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under
37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231

on October 7, 1999

(Date)

Heidi M. Ortiz

(Typed or Printed Name of Person Mailing Correspondence)



(Signature of Person Mailing Correspondence)

EE389865318US

("Express Mail" Mailing Label Number)

Note: Each paper must have its own certificate of mailing.

09/402731

420 Rec'd PCT/PTO 08 OCT 1999

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re: General Authorization to Charge Fees

Assistant Commissioner for Patents
Washington, D.C. 20231

In accordance with Rule 1.136(a)(3), please charge all required fees which come due with respect to this application, including extension fees, to Deposit Account 11-0665.

Also, please provide extensions of time as required for timely receipt of concurrent or future correspondence and other documents submitted in this application and charge the appropriate extension fees to Deposit Account 11-0665.

Respectfully Submitted,



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